



Attorney Docket No. 14991.01  
Confirmation No. 3347  
Customer No. 37833

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN THE PATENT APPLICATION OF:

APPLICANT : **ROBERT W. JONES**  
APPL. NO. : **10/751,510**  
FILED : **January 6, 2004**  
FOR : **GUTTER FOAM FILTER**

ART UNIT : **1723**  
EXAMINER : **J. DRODGE**

MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

**DECLARATION UNDER 37 C.F.R. § 1.131**

I, Robert W. Jones, declare that:

1. I am the sole inventor of the subject matter described and claimed in the above-identified patent application.
  
2. Prior to February 18, 2003, I completed in this country, the invention described and claimed in the subject application as evidenced by, but not limited to, the following:

a. Prior to February 18, 2003, having earlier conceived the idea of a GUTTER FOAM FILTER, I placed an order with Judith Barrett Graphics of Alexandria, VA, on or about December 10, 2002, for the preparation of Gutter Stuff yard signs at a total cost of \$131.31, as evidenced by the attached copy of the Judith Barrett Graphics "Invoice". See Attached Exhibit A.

b. The Gutter Stuff yard signs designed by Judith Barrett Graphics included, *inter alia*, a photograph showing a perspective view of a model of my invention. The model shown on the yard signs included a section of gutter with the end of the gutter section removed for viewing, and the gutter filter of my invention in place within the gutter section, as evidenced by the attached copy of the Gutter Stuff yard sign designed by Judith Barrett Graphics. See attached Exhibit B.

c. On or about January 15, 2003 I paid for the preparation of the above-noted Gutter Stuff yard signs by personal check, as evidenced by the attached copy of a personal check for the amount of one-hundred, thirty-one dollars and thirty-one cents, written on the Burke & Herbert Bank & Trust Co. to Judy Barrett and dated January 15, 2003. See attached Exhibit C.

d. On or about March 19, 2003, I prepared and presented a disclosure of my invention to Litman Law Offices, Ltd., for the purposes of having a preliminary patentability search conducted. The disclosure of my invention included a written description of my invention, and a model of my invention. The model disclosed to

Litman Law Offices, Ltd. is the model of my invention that was used by Judith Barrett Graphics in the preparation of the above-noted Gutter Stuff yard signs. See the copy of the Litman Law Offices, Ltd.'s "Confidential Record of Invention & Patent Search Request From" and the three photographs, Fig. 1, Fig. 2 and Fig. 3 submitted as Exhibits A and B, respectively, in the Declaration Under 37 C.F.R. § 1.131 by Richard C. Litman, filed December 19, 2005 in the present application.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that willful false statements may jeopardize the validity of the application or any patents issuing thereon.

Date: 4-26-06



Robert W. Jones

*Application No.: 10/751,510  
Art Unit: 1723*

*Attorney Docket No. 14991.01  
Confirmation No. 3347*

# **EXHIBIT A**

Judith Barrett

## **Invoice**

JUDITH BARRETT GRAPHICS  
4006 Chestnut Place • Alexandria, VA 22311  
703-578-0397 • fax: 703-578-1863

<b>DATE</b>	<b>INVOICE #</b>
12/10/02	1835

**BILL TO:**

**Mr. Robert Jones  
Construction Resource Group  
1214 Kelley Street  
Vienna, VA 22180**

P.O. NUMBER	TERMS	PROJECT
1835	Due on receipt	1835

THANK YOU. WE APPRECIATE YOUR BUSINESS

5. 

Please make checks payable to: Judith Barrett  
Usc Fed. I.D. #62-1375198 for 1099.

*Application No.: 10/751,510*  
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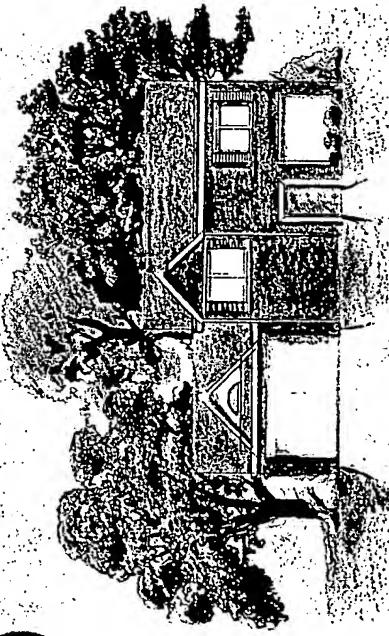
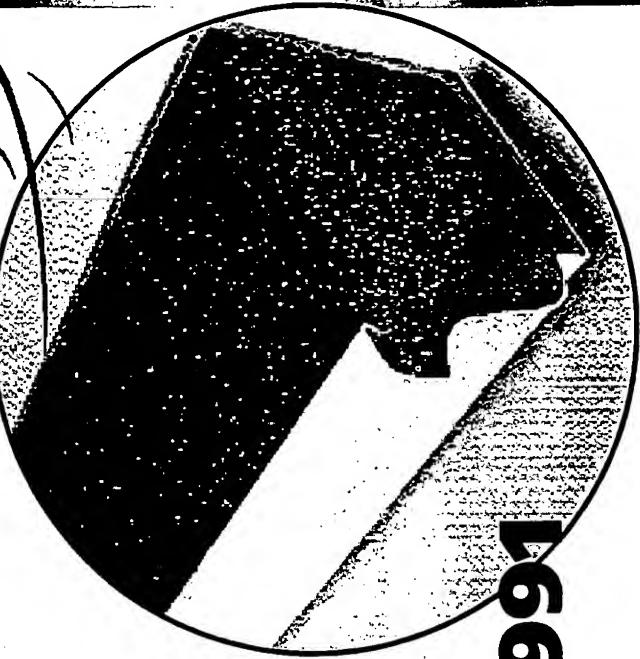
# **EXHIBIT B**

Ask About...

# GutterStuff<sup>TM</sup>

Foam Filter Insert

Water flows through, leaves blow away



Free Estimates!  
Estimates!

1-800-707-4991

see [www.gutterstuff.com](http://www.gutterstuff.com)

*Application No.: 10/751,510*  
*Art Unit: 1723*

*Attorney Docket No.14991.01*  
*Confirmation No.3347*

# EXHIBIT C

**ROBERT W. JONES** 6-98  
PH. 703-242-9637  
1214 KELLEY ST.  
VIENNA, VA 22180

2671

Date 1-15-03

68-106/560  
06

Pay to the  
Order of

Judy Bennett \$ 131.31  
2303 8853 050 0892 4552 25 23

Burke & Herbert Bank & Trust Co.

Alexandria, Va.

Dollars

Security Imprint  
on back  
Details on back

For \_\_\_\_\_

10560010661 106 08005 710 2671 0000013131

GUARDIAN SAFETY YELLOW WYE